





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Toshiya SUZUKI**

Group Art Unit: **2822**

Serial No.: **09/765,437**

Examiner: **GUERRERO, Maria F.**

Filed: **January 22, 2001**

P.T.O. Confirmation No.: **9007**

For: **SEMICONDUCTOR DEVICE HAVING A CAPACITOR WITH RARE METAL ELECTRODE**

Attorney Docket No.: **001764**  
Customer Number: **38834**

**AMENDMENT TRANSMITTAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 14, 2004

Sir:

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as shown below:

<b>CLAIMS AS AMENDED</b>							
	Claims Remaining After Amendment	Highest Number Previously Paid For		Present Extra	Small Entity	Large Entity	Additional Fee
Total Claims	<b>25</b>	<b>25</b>	=		X \$9	X \$18	
Independent Claims	<b>9</b>	<b>7</b>	=	<b>2</b>	X \$43	X \$86	\$ 172
First Presentation of Multiple Dependent Claims					\$145	\$290	
							<b>\$ 172.00</b>

**XX** Enclosed please find our check in the amount of **\$ 942.00**. This check includes **\$770.00** for the RCE and **\$172.00** for the additional claims fee in connection with this amendment.

**XX** The Commissioner is hereby authorized to charge payment for any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP

Sadao Kinashi  
Attorney for Applicants  
Reg. No. 48,075

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**SUBMISSION UNDER 37 C.F.R. §1.114**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

June 14, 2004

Sir:

This Submission is being filed concurrently with a Request for Continued Examination pursuant to 37 C.F.R. §1.114. In response to the Office Action dated March 17, 2004, Applicant amends the claims as follows and submits the following remarks.

**Amendments to the Claims** are reflected in the list of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 12 of this paper.